

**MINUTES OF THE NHLC**  
**DIVISION OF ENFORCEMENT & LICENSING MEETING**  
**FOR THURSDAY, FEBRUARY 18, 2016**

**1. HEARINGS TO BE HELD AT THE LIQUOR COMMISSION, 50 STORRS STREETS, CONCORD, NH:**

**February 26, 2016 @ 10:30 a.m.:**

Alburritos Mexican Restaurant, 406 Union Street, Littleton, NH.  
Restaurant On-Premise Beverage/Wine/Liquor License #1398503 licensed pursuant to RSA 178:21.  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was intoxicated or who a reasonable and prudent person would know is intoxicated.  
Date of violation: March 13, 2015.  
Case #: 15-153-OF.  
ASSENTED-TO MOTION TO CONTINUE FILED BY THE LICENSEE AND GRANTED; NEW HEARING DATE IS 1/22/16 @ 11:30 A.M.  
ASSENTED-TO MOTION TO CONTINUE FILED BY THE DOE AND GRANTED ON 1/20/16.

**2. NOTIFICATION OF DISCIPLINARY ACTION:**

- a. Milton Order Of Moose, 288 White Mountain Highway, Milton, NH.  
Social Club License #31401 licensed pursuant to RSA 178:22, V(h).  
Cited for violation of RSA 178:22, V(h)(1) – failed to file a signed financial report by the 15<sup>th</sup> of the following month.  
Date of violation: December 28, 2015.  
Case #: 16-15-OF.  
\$100 administrative fine.  
**COMMISSION ACKNOWLEDGED.**
- b. North Country Shop & Save, 24 State Street, Groveton, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3312047 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was intoxicated or who a reasonable and prudent person would know is intoxicated.  
Date of violation: November 2, 2015.  
Case #: 15-440-OF.  
\$500 administrative fine, four (4) points shall be assessed to the license and the license to sell alcohol shall be suspended for three (3) days with one (1) day held in abeyance for twelve (12) months pending no like violation commencing February 29, 2016 with re-grant on March 2, 2016.  
**COMMISSION ACKNOWLEDGED.**
- c. Sam's of Connecticut, 308 Village Street, Penacook, NH.  
Combination Off-Premises Beverage/Wine/Tobacco License #3108847 licensed pursuant to RSA 178:18/RSA 126-K:4.  
Cited for violation of RSA 178:3, VIII – licensee failed within thirty (30) days to update and amend any change in the information stated on the license application.  
Date of violation: November 30, 2015.  
Case #: 15-448-OF.  
\$100 administrative fine.  
**COMMISSION ACKNOWLEDGED.**

**3. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:**

- a. Fire and Ice Hookah Lounge, 990 Elm Street, Manchester, NH.  
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #403106 licensed pursuant to RSA 178:20-a.  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.

Date of violation: December 12, 2015.

Case #: 15-472-OF.

\$100 administrative fine paid.

**COMMISSION ACKNOWLEDGED.**

- b. Hood River Distillers, 660 Riverside Drive, Hood River, OR.  
Liquor and Wine Vendor License #108845 licensed pursuant to RSA 178:9.  
Cited for violation of Liq. 704.01 – failed to renew liquor license thirty (30) days prior to expiration.  
Date of violation: December 29, 2015.

Case #: 16-2-OF.

\$100 administrative fine paid.

**COMMISSION ACKNOWLEDGED.**

- c. Pinardville Athletic Club, 15 Pershing Street, Goffstown, NH.  
Restaurant Full Service With Lounge License #594037 licensed pursuant to  
RSA 178:21, II(a)(1)/RSA 178:22, V(q).  
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.

Date of violation: January 21, 2016.

Case #: 16-23-OF.

\$100 administrative fine paid.

**COMMISSION ACKNOWLEDGED.**

**4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

- a. Capozzo, Melissa, 22 Zenith Drive, Worcester, MA 01602.  
To be issued Alcohol Consultant #505444 pursuant to RSA 178:27-a.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- b. Carnevale Industries, Inc., 206 Route 101, Bedford, NH 03110.  
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1522503 pursuant to RSA 178:21.  
30 Day Temporary License issued: 2/11/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- c. Carnevale Industries, Inc., 1050 Bicentennial Drive, Manchester, NH 03104.  
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1522603 pursuant to RSA 178:21.  
30 Day Temporary License issued: 2/11/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- d. Carnevale Industries, Inc., 48 Gusabel Avenue, Nashua, NH 03063.  
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1522603 pursuant to RSA 178:21.  
30 Day Temporary License issued: 2/11/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- e. Greg and Jane's Beer and Wine LLC, 63 Main Street, Epping, NH 03042.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3332547 pursuant to RSA 178:18 & RSA 178:19-a.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**
- f. Mac Restaurant Group LLC DBA World's Greatest Karaoke Bar (The),  
9A Ocean Boulevard, Hampton, NH 03842.  
To be issued Retail Tobacco, Tobacco Only License #130017 pursuant to RSA 178:19-a.  
30 Day Temporary License issued: 2/9/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**

- g. N & T Manchester, Inc. DBA Brothers Express Gas & Convenience, 217 Union Street, Manchester, NH 03103.  
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3338847 pursuant to RSA 178:18 & RSA 178:19-a.  
30 Day Temporary License issued: 2/9/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- h. Piedra Fina LLC, 288 Main Street, Marlborough, NH 03455.  
To be issued Caterer-Off-Site License #1285734 pursuant to RSA 178:22, V(e).  
30 Day Temporary License issued: 2/10/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- i. Portofino Italian Restaurant LLC, 456 Daniel Webster Highway, Merrimack, NH 03054.  
To be issued Restaurant On-Premise Cocktail Lounge License #1523503 pursuant to RSA 178:22.  
30 Day Temporary License issued: 2/5/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- j. Roman Catholic Bishop Manchester DBA St. Raphael's Church, St. Benedict Academy Gym, 85 Third Street, Manchester, NH 03102.  
To be issued a one-day Voluntary Nonprofit Organizations Beverage/Wine/Liquor License pursuant to RSA 178:22, V(l).  
Event date: 3/5/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- k. Tatarinowicz LLC DBA Dover Wine Company, 458 Central Avenue, Dover, NH 03820.  
To be issued Retail Wine License #3160746 pursuant to RSA 178:19.  
30 Day Temporary License issued: 2/9/2016.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**

**5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**6. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:**

**TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING FEBRUARY 12, 2016: 1,157**

- a. DSC Investors, Inc. DBA Dark Star Cellars, 2985 Anderson Road, Paso Robles, CA 93446.  
Shipper Permit Wine Manufacturer pursuant to RSA 178:27.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**
- b. Grinder's Switch Winery, Inc., 2119 Highway 50 West Loop, Centerville, TN 37033.  
Direct Shipper Permit Wine Manufacturer pursuant to RSA 178:27.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLICA SECONDED THE MOTION; THE MOTION PASSED.**

**7. DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:**

None

**8. NOTIFICATION OF APPROVED PETITIONS:**

- a. Gilbert-Full & Kitsios Business Corporation DBA Blue Bay Seafood & Steak, 3381 Province Lake Road, East Wakefield, NH 03830.  
Restaurant On-Premise Cocktail Lounge License #1488303 licensed pursuant to RSA 178:22.  
Date petition received: 1/25/2016.

Requested approval for authorization of other areas, to wit, an outside fenced in area with a capacity of 80 pursuant to RSA 178:24 and Liq. 404.05.

**COMMISSION ACKNOWLEDGED.**

- b. Tandy Stephens, Inc. DBA Tandy's Top Shelf, 1 Eagle Square, Concord, NH 03301.  
Restaurant On-Premise Beverage/Wine/Liquor License #1404103 licensed pursuant to RSA 178:21.  
Date petition received: 2/1/2016.  
Requested approval for an outside area, to wit, an outside atrium area at 7 Eagle Square, Concord, NH with a capacity of 206 from 6:00 pm to 1:00 am on February 6, 2016, sanctioned off appropriately pursuant to RSA 178:24 and Liq. 404.05.

**COMMISSION ACKNOWLEDGED.**

- c. VMO Contracting & Management LLC DBA La Provence, 2043 Main Street, Bethlehem, NH 03574.  
Restaurant On-Premise Beverage/Wine/Liquor License #1518303 licensed pursuant to RSA 178:21.  
Date petition received: 2/10/2016.  
Requested approval to charge a corkage fee, to wit, to charge a fee when serving a bottle of wine brought in by customers, to be stored separately from licensed alcohol and served when requested and when a full course meal is consumed pursuant to RSA 178:21, II a (5).

**COMMISSION ACKNOWLEDGED.**

**9. NOTIFICATION OF APPROVED FELON EXCEPTIONS:**

None

**10. NOTIFICATION OF DENIED FELON EXCEPTIONS:**

None

**11. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:**

None

**12. NOTIFICATION OF COMPLIANCE CHECKS:**

None

**13. COMMISSION DECISIONS PENDING AFTER HEARING:**

None

**14. NOTIFICATION OF HEARING RESULTS:**

None

**15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:**

- a. Diageo-Guinness USA, Inc., 801 Main Avenue, Norwalk, CT 06851.  
Beverage Vendor License #30031 licensed pursuant to RSA 178:15.  
Date petition received: 2/8/2016.  
Requests approval of Smirnoff Ice Spiked Hurricane Punch, Smirnoff Ice Spiked Original and Smirnoff Ice Spiked Screwdriver with an alcohol content of 8% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.  
Recommendation: Approval.  
**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA ECONEDED THE MOTION; THE MOTION PASSED.**
- b. Hornell Brewing Co., Inc., 60 Crossways Park Drive West, Woodbury, NY 11797.  
Beverage Vendor License 58431 licensed pursuant to RSA 178:15.  
Date petition received: 2/12/2016.  
Requests approval of Coconutz Miami Vice Strawberry Colada and Coconutz Original Pina Colada with an

alcohol content of 7.9% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.

Recommendation: Approval.

**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**

- c. Mark Anthony Brands, Inc. DBA Mike's Hard Lemonade Co., 328 S. Jefferson Street, Chicago, IL 60661. Beverage Vendor License #29131 licensed pursuant to RSA 178:15.

Date petition received: 2/8/2016.

Requests approval of Mike's Harder Passionfruit Lemonade with an alcohol content of 8% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.

Recommendation: Approval.

**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**

- d. Merchant Du Vin Corp., 119 First Avenue South, Suite 400, Seattle, WA 98104.

Beverage Vendor License #73831 licensed pursuant to RSA 178:15.

Date petition received: 2/8/2016.

Requests approval of Lindemans Oude Kriek Cuvee Rene Lambic Ale with an alcohol content of 6.58% at 60 degrees Fahrenheit by volume, licensed pursuant to RSA 178:1, LXIV-a and RSA 179:40-a.

Recommendation: Approval.

**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**

- e. New Roads Distribution LLC, 251 Calef Highway, Lee, NH 03861.

Liquor/Wine/Beverage Warehouse License #171312 licensed pursuant to RSA 178:11.

Requests approval for renewal of license, to wit, renewal of a Liquor/Wine/Beverage Warehouse License from April 1, 2016 through March 31, 2017, pursuant to RSA 177:9.

Recommendation: Approval.

**DEPUTY COMMISSIONER MILLIGAN MOVED TO APPROVE THIS ITEM; CHAIRMAN MOLLIKA SECONDED THE MOTION; THE MOTION PASSED.**

**16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:**

Cork & Canvas Concord, 84 North Main Street, Concord, NH.

Restaurant Beverage and Wine License #1505703 licensed pursuant to RSA 178:20.

Requested approval for a Felon Exception for Charles Anzaldi as a Person In Charge pursuant to RSA 178:4, RSA 179:23 and Liq. 404.06(c).

Case #: 15-403-OF.

DEPUTY COMMISSIONER MILLIGAN MOVED TO TABLE THIS ITEM UNTIL FURTHER RESEARCH COULD BE DONE; CHAIRMAN MOLLIKA SECONDED THEM MOTION; THE MOTION PASSED. COMMISSION ACKNOWLEDGED.

**ON DECEMBER 10, 2015, DEPUTY COMMISSIONER MILLIGAN MOVED TO TAKE THIS ITEM OFF THE TABLE; THE MOTION WAS SECONDED BY CHAIRMAN MOLLIKA AND PASSED; THE COMMISSION THEN ACKNOWLEDGED THAT THIS ITEM HAD BEEN APPROVED BY THE DIVISION OF ENFORCEMENT & LICENSING. COMMISSION ACKNOWLEDGED.**